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**RESPONSE UNDER 37 CFR 1.116
-EXPEDITED PROCEDURE-
EXAMINING GROUP ART UNIT 2124**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Altman et al.

Examiner: W. Wood

Serial No: 09/637,078

Group Art Unit: 2124

Filed: August 11, 2000

Docket: YOR9-2000-0415US1
(8728-407)

For: METHOD AND APPARATUS FOR PROFILING COMPUTER
PROGRAM EXECUTION

RECEIVED

DEC 30 2003

Technology Center 2100

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

This is a response to the Final Office Action mailed October 22, 2003. Please
amend the above-identified application as follows:

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to: Mail Stop AF, Commissioner for Patents, PO Box 1450, Alexandria VA, 22313-1450 on December 22, 2003

Dated: 12-22-03

Koon Hon Wong
Koon Hon Wong

In re application of: Altman et al.

Serial No.: 09/637,078

Group: Art Unit 2124

Filed: August 11, 2000

Examiner: M. Gubiotti

For: METHOD AND APPARATUS FOR PROFILING COMPUTER PROGRAM EXECUTION

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

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DEC 30 2003

AMENDMENT TRANSMITTAL FORM

Technology Center 2100

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. § 1.9 and 1.27 has been established by a verified statement previously submitted.
- [] A verified statement to establish small entity under 37 C.F.R. § 1.9 and 1.27 is enclosed.
- [x] No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY	OTHER THAN SMALL ENTITY
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	ADDIT. RATE FEE	ADDIT. OR RATE FEE
TOTAL	40* MINUS	41**	= 0	X 9 \$	X 18 \$ 0
INDEP.	3* MINUS	3***	= 0	X 43 \$	X 85 \$ 0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				X 145 \$	X 290 \$ 0
			TOTAL		OR TOTAL \$ 0

ADDIT. FEE \$00

- * If the entry in Co. 1 is less than entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".
- *** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".
The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

[] Please charge Deposit Account No. 50-0510/IBM (Yorktown Heights) in the amount of \$00 Two (2) copies of this sheet are enclosed.

[] A check in the amount of \$_____ is enclosed.

[X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 50-0510/IBM. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 50-0510/IBM therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,

F. CHAU & ASSOCIATES, LLP
1900 Hempstead Turnpike
Suite 501
East Meadow, NY 11554
(516) 357-0091

Koon H. Wong
Koon H. Wong
Reg. No. 48,459
Attorney for Applicant

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop AF, Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450 on December 22, 2003.

Dated: 12-22-03

Koon H. Wong
Koon H. Wong